

Vinson & Elkins

Stacey Neumann Vu svu@velaw.com
Tel 713.758.2542 Fax 713.615.5092

July 8, 2009

Judge Lee H. Rosenthal
United States Courthouse
515 Rusk Avenue
Houston, Texas 77002

Re: Case No. 07-3086; *Elaine Jackson, as next friend of Cheikh Jackson and Okofo Jackson, and Dewayne Charleston v. Waller Independent School District*; In the United States District Court for the Southern District of Texas

Dear Judge Rosenthal:

Attached is a verified copy of the Jones Elementary School TAKS test results, which were presented to the Court at the status conference on June 26, 2009 in supplementation of Waller ISD's motion for summary judgment.

Sincerely,



Stacey Neumann Vu

SNVu:pl
Houston 4053283v1

cc: Ty Clevenger

~~~~~

Houston 4045813v.1

# Exhibit A

# TAKS Accountability Report

District: Waller ISD

Testing Campus: JONES ELEMENTARY

Testing Grade: All Grades

Testing Year: 2009

Projected Year:

Admin Date: All Admin Dates

| MATHEMATICS       |                   |                   |                    |                 |                 |                 |
|-------------------|-------------------|-------------------|--------------------|-----------------|-----------------|-----------------|
| Student Group     | # Students Scored | % Students Scored | % Students Passing | # from AA (55%) | # from RE (75%) | # from EX (90%) |
| All Students      | 50                | 100%              | 100.0%             | -               | -               | -               |
| African American  | 34                | 68.0%             | 100.0%             | -               | -               | -               |
| Hispanic          | 13                | 26.0%             | 100.0%             | -               | -               | -               |
| White             | 3                 | 6.0%              | 100.0%             | -               | -               | -               |
| Econ. Dis.        | 39                | 78.0%             | 100.0%             | -               | -               | -               |
| WRITING           |                   |                   |                    |                 |                 |                 |
| Student Group     | # Students Scored | % Students Scored | % Students Passing | # from AA (70%) | # from RE (75%) | # from EX (90%) |
| All Students      | 16                | 100%              | 87.5%              | -               | -               | -               |
| African American  | 12                | 75.0%             | 83.3%              | -               | -               | 1               |
| Hispanic          | 3                 | 18.8%             | 100.0%             | -               | -               | -               |
| White             | 1                 | 6.3%              | 100.0%             | -               | -               | -               |
| Econ. Dis.        | 14                | 87.5%             | 85.7%              | -               | -               | 1               |
| SOCIAL STUDIES    |                   |                   |                    |                 |                 |                 |
| Student Group     | # Students Scored | % Students Scored | % Students Passing | # from AA (70%) | # from RE (75%) | # from EX (90%) |
| Test not offered. |                   |                   |                    |                 |                 |                 |

| READING/ELA       |                   |                   |                    |                 |                 |                 |
|-------------------|-------------------|-------------------|--------------------|-----------------|-----------------|-----------------|
| Student Group     | # Students Scored | % Students Scored | % Students Passing | # from AA (70%) | # from RE (75%) | # from EX (90%) |
| All Students      | 51                | 100%              | 94.1%              | -               | -               | -               |
| African American  | 35                | 68.6%             | 94.3%              | -               | -               | -               |
| Hispanic          | 13                | 25.5%             | 100.0%             | -               | -               | -               |
| White             | 3                 | 5.9%              | 66.7%              | -               | -               | 1               |
| Econ. Dis.        | 40                | 78.4%             | 95.0%              | -               | -               | -               |
| SCIENCE           |                   |                   |                    |                 |                 |                 |
| Student Group     | # Students Scored | % Students Scored | % Students Passing | # from AA (50%) | # from RE (75%) | # from EX (90%) |
| Test not offered. |                   |                   |                    |                 |                 |                 |

AA = Academically Acceptable  
RE = Recognized  
EX = Exemplary

AA = Academically Acceptable  
RE = Recognized  
EX = Exemplary

Jones Elementary School meets all criteria to be an Exemplary Campus for School Year 2008-2009 under the State of Texas TAKS Accountability Criteria.

The data (1 from Exemplary) for Writing in 2 student groups Economically Disadvantaged and African American will not be counted in the campus TAKS Accountability report. The number tested does meet the state's Minimum Size Criteria which uses the formula 30/10%/50. In order for a student group to be evaluated it must have a minimum of 30 students, or if comprised of 30 to 49 students it must = 10% of the All Students group, and if there are 50 in the group it is automatically evaluated. The tested groups (Students Scored) of African American and Economically Disadvantaged are both less than 30; thus, they will not be part of the evaluation for Exemplary Status.